

PTO/SB/30 (08-03)

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# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.  
See The American Inventors Protection Act of 1999 (AIPA).

Application Number	10/088,888
Filing Date	February 6, 2002
First Named Inventor	LIBBY et al.
Group Art Unit	2673
Examiner Name	Nguyen, Jimmy H.
Attorney Docket No.	A202 1050.1

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**JAN 04 2005**

This is a Request for continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on Page 2.

1. **Submission required under 37 CFR 1.114** Note: if the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendments(s) entered, applicant must request non-entry of such amendment(s).

a. ☒ Previously submitted

- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on December 6, 2004  
(Any unentered amendment(s) referred to above will be entered)  
ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_  
iii. ☐ Other: \_\_\_\_\_

b. ☐ Enclosed

- i. ☐ Amendment/Reply  
ii. ☐ Affidavit(s)/Declaration(s)  
iii. ☐ Information Disclosure Statement (IDS)  
iv. ☐ Other: \_\_\_\_\_

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.1039c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)  
b. ☐ Other: \_\_\_\_\_

3. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 09-0528.  
i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)  
ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)  
iii. ☐ Other: \_\_\_\_\_  
b. ☐ Check in the amount of \$\_\_\_\_\_ enclosed  
c. ☐ Payment by credit card (Form PTO-2038 enclosed)

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Nanda K. Alapati	Registration No. (Attorney/Agent)	39,893
Signature	<i>Nanda K. Alapati</i>	Date	January 4, 2005

## CERTIFICATE OF FACSIMILE TRANSMITTAL

I hereby certify that this correspondence is being sent to the central facsimile number, 703-872-9306, for patent application related correspondence on January 4, 2005  
3 Pages  
*Nanda K. Alapati*  
 Nanda K. Alapati

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 AND 37 cfr 1.114. this collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

WCSR Form(12-04)

Effective on 12/8/2004. Fees pursuant to the consolidated Appropriations Act, 2005 (H.R. 4818) <b>FEE TRANSMITTAL</b> <b>for FY 2005</b>		<b>Complete If Known</b>	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Application Number	10/068,686
		Filing Date	February 6, 2002
		First Named Inventor	LIBBY et al.
		Examiner Name	Nguyen, Jimmy H.
		Group Art Unit	2673
<b>TOTAL AMOUNT OF PAYMENT</b> (\$) <b>1130.00</b>		New Attorney Docket No. A202 1050.1	
<b>METHOD OF PAYMENT (check all that apply)</b>			
<input checked="" type="checkbox"/> Deposit Account		Deposit Account Number <b>09-0528</b>	
Deposit Account Name <b>Womble Carlyle Sandridge &amp; Rice</b> P.O. Box 7037 Atlanta, GA 30357-0037		The Commissioner is hereby authorized to: (check all that apply)	
<input checked="" type="checkbox"/> Charge fee(s) indicated below		<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee	
<input checked="" type="checkbox"/> Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.18 and 1.17		<input checked="" type="checkbox"/> Credit any overpayments	
<b>FEE CALCULATION</b>			
<b>4. OTHER FEE(S)</b>			
Fee Code	Large Entry Fee(\$)	Small Entity Fee Code	Fee(\$)
Fee Description			
1051	130	2051	65
Surcharge - late filing fee or oath			
1052	50	2052	25
Surcharge - late provisional filing fee or cover sheet			
1053	130	1053	130
Non-English specification			
1812	2,520	1812	2,520
For filing a request for ex parte reexamination			
1804	920*	1804	920*
Requesting publication of SIR prior to Examiner action			
1805	1,840*	1805	1,840*
Requesting Publication Of Sir After Examiner Action			
1251	120	2251	60
Extension for reply within first month			
1252	450	2252	225
Extension for reply within second month			
1253	1,020	2253	510
Extension for reply within third month			
1254	1,690	2254	795
Extension for reply within fourth month			
1255	2160	2255	1080
Extension for reply within fifth month			
1401	500	2401	250
Notice of Appeal			
1402	500	2402	250
Filing a brief in support of an appeal			
1403	1,000	2403	500
Request for oral hearing			
1451	1,510	1451	1,510
Petition to institute a public use proceeding			
1452	500	2452	250
Petition to revive - unavoidable			
1453	1,500	2453	750
Petition to revive - unintentional			
1480	130	1480	130
Petitions to the Commissioner			
1807	50	1807	50
Processing fee under 37 CFR 1.17(q)			
1806	180	1806	180
Submission of Information Disclosure Stmt			
1809	790	2809	395
Filing a submission after final rejection (37 CFR 1.129(a))			
1810	790	2810	395
For each additional invention to be examined (37 CFR 1.129(b))			
1801	780	2801	395
Request for Continued Examination (RCE)			
1802	900	1802	900
Request for expedited examination of a design application			
Other fee (specify)			Minus 1 month extension fee already paid of \$110.00 - (110.00)
*Reduced by Basic Filing Fee Paid			Total: (\$) 1130.00
<b>SUBMITTED BY</b>			
Name (Print/Type) <b>Nanda K. Alapati</b>		Registration No. <b>39,893</b>	
Signature <i>Nanda K. Alapati</i>		Telephone <b>703-394-2216</b>	
Date <b>January 4, 2005</b>		Complete (if applicable)	

WASHINGTON 134654v1